

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(79) 717 final

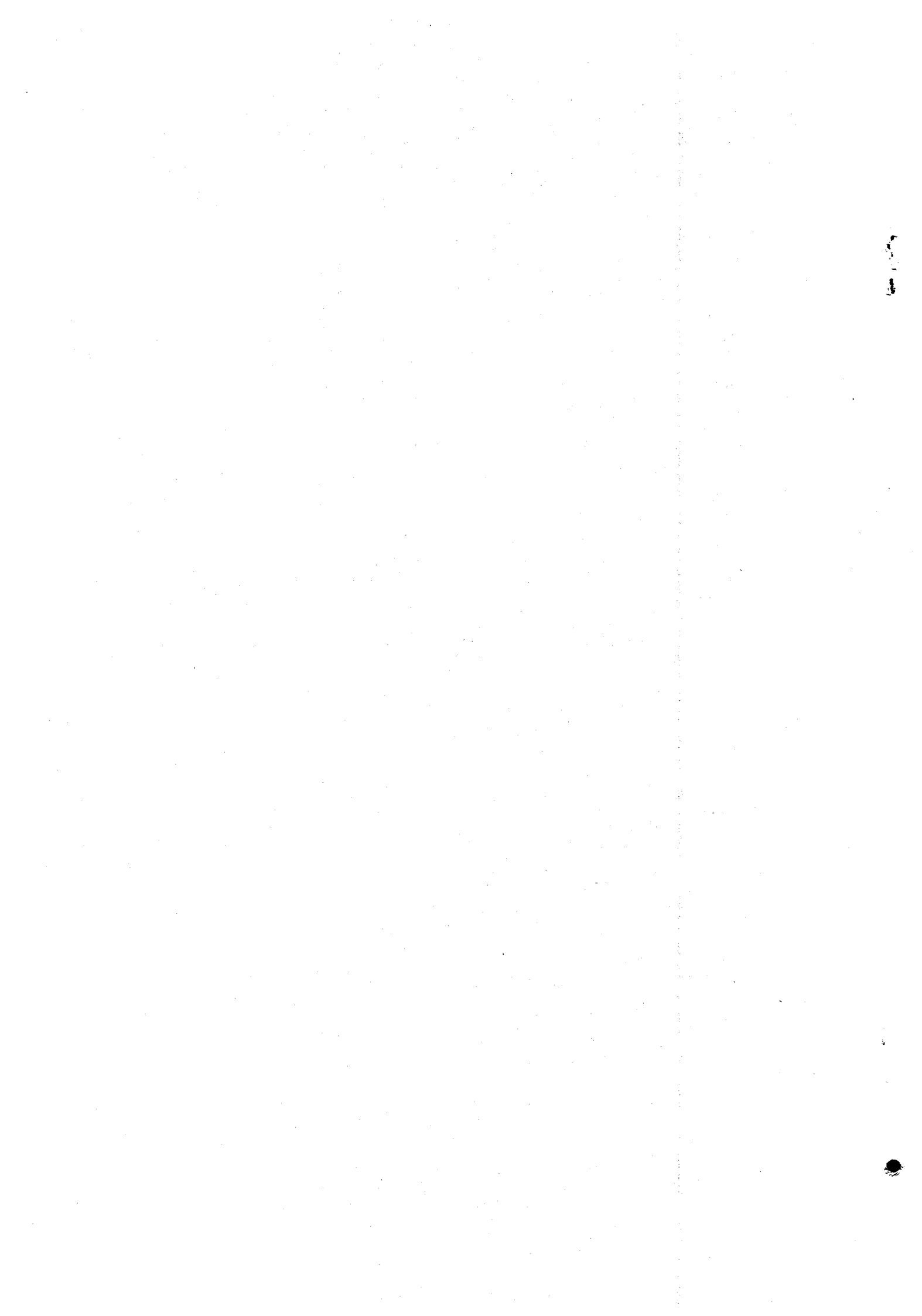
Brussels, 10th December 1979

PROPOSAL FOR A COUNCIL REGULATION (EEC)  
AMENDING REGULATION (EEC) No 2579/79 OPENING,  
ALLOCATING AND PROVIDING FOR THE ADMINISTRATION OF  
COMMUNITY TARIFF QUOTAS FOR CERTAIN WINES HAVING A  
REGISTERED DESIGNATION OF ORIGIN, FALLING WITHIN  
SUBHEADING EX 22.05 C OF THE COMMON CUSTOMS TARIFF,  
ORIGINATING IN TUNISIA (1979/80)

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(presented by the Commission to the Council)

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EXPLANATORY MEMORANDUM

Council Regulation (EEC) No ..../79 of .....

opening, allocating and providing for the administration of Community tariff quotas for certain wines having a registered designation of origin, falling within subheading ex 22.05 C of the Common Customs Tariff, originating in Tunisia (1979/1980) lays down certain requirements with regard to market preparation for the transport of wines put up in containers holding more than 2 litres. In view of the increase in transport costs, especially for small-capacity containers, which is having the effect at the moment of negating the benefits of the concession granted to Tunisia for the wines in question, it appears desirable to supplement the provisions relating to the market preparation of wines in bulk, in order to permit the use also of containers of a capacity exceeding 200 hectolitres, provided that the authenticity of the product is checked.

Hence the Commission is proposing to the Council that Regulation (EEC) No .../79 be amended in order to introduce an alternative solution to these provisions.

Proposal for a  
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2579/79 opening, allocating and providing for the administration of Community tariff quotas for certain wines having a registered designation of origin, falling within subheading ex 22.05 C of the Common Customs Tariff, originating in Tunisia (1979/80)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (1),

Whereas Article 1(5) of Council Regulation (EEC) No 2579/79 (2), lays down certain requirements with regard to the market preparation of wines put up in containers holding more than 2 litres;

Whereas, on account in particular of the change in transport conditions for the products in question, it is appropriate to amend the said provision in such a way as to permit the use of containers of a capacity exceeding 200 hectolitres, provided certain conditions relating to the checking of the authenticity of the product are satisfied ;

HAS ADOPTED THIS REGULATION ;

Article 1

The following paragraph 6 shall be added to Article 1 of Regulation (EEC) No 2579 /79 :

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(1) OJ No C,

(2) OJ No L, 296, 23.11.1979, p.1

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However, the wine may be transported in containers of a capacity exceeding 200 hectolitres, provided the following supplementary conditions are satisfied :

- a) The loading operations must be carried out in the presence of persons authorized to check the authenticity of the wine loaded;
  - b) The authorized checkers must verify the condition of the tanks, seal them and state on the certificate of designation of origin, at heading N° 16, the number of the seals affixed thereto;
  - c) The certificate of designation of origin thus completed must be handed to the competent authorities of the place of destination who must verify the number of the seals and ensure that the wine is poured into empty vats designed to receive wine;
  - d) After they have been filled, the vats in question must be sealed until the wine has cleared customs.
- If heading No 16 has been completed in accordance with the provisions of (b), the conditions set out under (a) and (b) shall be regarded as having been fulfilled."

#### Article 2

This Regulation shall enter into force on the third day following that of its publication in the Official Journal of the European Communities.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council

The President

1. Ligne budgétaire concernée : Chap. 12 art. 120
2. Base juridique : Articles 43 et 113
3. Intitulé de la mesure tarifaire : Proposition de règlement (CEE) n° /79 du Conseil modifiant le règlement (CEE) n° /79 portant ouverture, répartition et mode de gestion des contingents tarifaires communautaires de certains vins d'appellation d'origine, de la sous-position ex 22.05 du tarif douanier commun originaires de Tunisie (1979/1980).

4. Objectif :  
Exécution d'une obligation contractuelle.

5. Mode de calcul :
  - N° du T.D.C. : ex 22.05 C
  - Volume des contingent(s) : 50.000 hl
  - Droits à appliquer : exemption
  - Droits du T.D.C. : 9 à 14 UCE/hl

6. Perte de recettes :

- Pas de perte, puisqu'il ne s'agit que d'une modification des dispositions sur le conditionnement des vins concernés.